

**COUNTY OF SAN LUIS OBISPO BOARD OF SUPERVISORS
AGENDA ITEM TRANSMITTAL**

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| (1) DEPARTMENT Planning and Building | (2) MEETING DATE 2/3/2015 | (3) CONTACT/PHONE Ryan Hostetter, Senior Planner\ (805) 788-2351 | |
| (4) SUBJECT Request to approve a contract with Fehr & Peers in an amount not to exceed \$65,918.30 to prepare the traffic analysis for the Environmental Impact Report on the Avila Point Local Coastal Plan Amendment/Development Plan/Coastal Development Permit LRP2012-00003 & DRC2012-00048. District 3. | | | |
| (5) RECOMMENDED ACTION It is recommended that the Board approve the contract with Fehr & Peers to prepare the traffic analysis for the Environmental Impact Report (EIR) on the Avila Point project. | | | |
| (6) FUNDING SOURCE(S) Applicant Funded | (7) CURRENT YEAR FINANCIAL IMPACT \$65,918.30 | (8) ANNUAL FINANCIAL IMPACT \$0.00 | (9) BUDGETED? Yes |
| (10) AGENDA PLACEMENT <input checked="" type="checkbox"/> Consent <input type="checkbox"/> Presentation <input type="checkbox"/> Hearing (Time Est. ____) <input type="checkbox"/> Board Business (Time Est. ____) | | | |
| (11) EXECUTED DOCUMENTS <input type="checkbox"/> Resolutions <input checked="" type="checkbox"/> Contracts <input type="checkbox"/> Ordinances <input type="checkbox"/> N/A | | | |
| (12) OUTLINE AGREEMENT REQUISITION NUMBER (OAR) 19001497 | | (13) BUDGET ADJUSTMENT REQUIRED? BAR ID Number: <input type="checkbox"/> 4/5 Vote Required <input checked="" type="checkbox"/> N/A | |
| (14) LOCATION MAP Attached | (15) BUSINESS IMPACT STATEMENT? No | (16) AGENDA ITEM HISTORY <input type="checkbox"/> N/A Date: <u>April 1, 2014</u> | |
| (17) ADMINISTRATIVE OFFICE REVIEW Lisa M. Howe | | | |
| (18) SUPERVISOR DISTRICT(S) District 3 | | | |

County of San Luis Obispo



TO: Board of Supervisors

FROM: Planning and Building / Ryan Hostetter, Senior Planner

VIA: Ellen Carroll, Planning Manager & Environmental Coordinator

DATE: 2/3/2015

SUBJECT: Request to approve a Contract with Fehr & Peers in an amount not to exceed \$65,918.30 to prepare the traffic analysis for the Environmental Impact Report on the Avila Point Local Coastal Plan Amendment/Development Plan/Coastal Development Permit LRP2012-00003 & DRC2012-00048. District 3.

RECOMMENDATION

It is recommended that the Board approve the contract with Fehr & Peers to prepare the traffic analysis for the Environmental Impact Report (EIR) on the Avila Point project.

DISCUSSION

This proposed contract with Fehr & Peers is a new contract for the Avila Point project. Fehr & Peers is a transportation engineering firm which was chosen by the County as a part of the EIR team of consultants for the Avila Point Project (project history below). Generally sub-consultants such as these are under the umbrella of the EIR contract (which in this case is with Aspen Environmental). The Aspen Environmental Inc. contract was approved by the Board of Supervisors on April, 1, 2014.

Fehr & Peers is requesting a separate contract that would include revised language. The revised language is an updated indemnification clause which allows for coverage of the County in the event that the project were ever to go to litigation. Because this language is different than that of the original Aspen contract, the County and contractor are requesting a separate contracting agreement for your approval and signature (attached). This new contracting language may be used on future contracts between consultants and the County.

Project History and Background: On September 10, 2013, the Board of Supervisors unanimously directed the Planning Department to move forward with processing the Avila Point remediation and Local Coastal Plan amendment. The project includes a proposal to change the Land Use Category from Industrial to Recreation through an amendment to the Avila Beach Specific Plan. If approved, the project will remediate the former oil tank farm and set the stage for visitor serving lodging, commercial uses and open space on the site. The Environmental Impact Report will analyze the impacts for the proposed project as required by the California Environmental Quality Act (CEQA).

Environmental Impact Report: The EIR scope of work includes evaluation of the following areas: aesthetics, agriculture, air quality, biological resources, cultural resources, geology and soils, hazards/hazardous materials, noise, population/housing, public services/utilities, traffic, water, wastewater, land use, fiscal impacts, cumulative impacts and other sections as required by CEQA.

A Request for Proposals was distributed. Aspen Environmental Group was chosen for management of the EIR because of their understanding of the project, expertise, and experience in preparing large scale EIRs for the County. Additionally, Fehr & Peers was chosen as the traffic consultant for the EIR team because of their specific expertise in traffic analysis and knowledge of the issues as they relate to the community of Avila Beach.

This contract is consistent with the County purchasing procedures.

OTHER AGENCY INVOLVEMENT/IMPACT

Other agencies and county departments involved in this project include (but are not limited to):

Air Pollution Control District
Environmental Health
Regional Water Quality Control Board
CA Department of Fish and Wildlife
U.S. Corps of Engineers/US Fish and Wildlife Service
County Public Works Department
California Coastal Commission
San Luis Harbor District
Avila Beach Community Services District
Cal Fire
Cal Trans
County Counsel

FINANCIAL CONSIDERATIONS

The applicant will fund the Contract. The consultant cost associated with this contract is \$65,918.30. Invoices for this project have been paid in the amount of \$3,511.30 (through the previous contracting agreement with Aspen Environmental contract amendment no.2) of which \$62,407.00 is remaining for the project. County Counsel has reviewed this contract as to its form and effect.

RESULTS

The traffic analysis for the EIR will provide information regarding the environmental effects of the project, mitigation measures to lessen those effects and an analysis of project alternatives. This is consistent with the countywide goals of providing a well-governed and livable community. The EIR is one of the documents the decision-makers will consider when making a decision on the project.

ATTACHMENTS

1. Fehr & Peers Contract
2. Exhibit A Location Map
3. Exhibit B Scope of Work for Fehr & Peers
4. Exhibit C Fehr & Peers Cost and Rate sheet